

805 KAR 4:150. Variances.

RELATES TO: KRS 351.350, 351.990

STATUTORY AUTHORITY: KRS 351.335

NECESSITY, FUNCTION, AND CONFORMITY: KRS 351.335 requires the Department for Natural Resources to promulgate rules and administrative regulations concerning the manufacture, transportation, sale, storage, or use of explosives and unassembled components of explosives, and the maintenance of such explosives which has a direct bearing on safety to life and property. This administrative regulation effects the provisions of that law.

Section 1. Variances. (1) The commissioner may grant variances from 805 KAR 4:070 to 805 KAR 4:150 if it can be demonstrated said variance improves safety conditions; or that said variance will provide such safe conditions as those which would prevail if there was compliance with the standard.

(2) Such a variance may be modified or revoked by the commissioner. (2 Ky.R. 618; Am. 3 Ky.R. 364; eff. 9-1-76; TAm eff. 8-9-2007.)